

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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MAIN STREET AMERICA ASSURANCE  
COMPANY and  
NGM INSURANCE COMPANY,  
Plaintiffs

NO. 2:22-cv-03805-TJS

v.

ADVANCED PLASTERING, INC.  
Defendant

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**ORDER**

**AND NOW**, this \_\_\_\_\_ day of \_\_\_\_\_, 2022, upon consideration of the defendant's Motion to Dismiss the Plaintiffs' Complaint, and any response thereto, it is hereby ORDERED that said Motion is GRANTED and Plaintiffs' Complaint is dismissed.

BY THE COURT:

By: \_\_\_\_\_  
TIMOTHY J. SAVAGE, J.

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MAIN STREET AMERICA ASSURANCE  
COMPANY and  
NGM INSURANCE COMPANY,  
Plaintiffs

v.

ADVANCED PLASTERING, INC.  
Defendant

NO. 2:22-cv-03805-TJS

**ADVANCED PLASTERING, INC.'S MOTION TO DISMISS PLAINTIFFS' COMPLAINT  
PURSUANT TO F.R.C.P 12(b)(6) FOR FAILURE TO STATE A CLAIM OR IN THE  
ALTERNATIVE TO FOR THE COURT TO DECLINE JURISDICTION AND/OR STAY THE  
CASE PURSUANT TO F.R.C.P. 12(b)(1)**

Defendant, Advanced Plastering, Inc., by and through its undersigned attorneys, hereby move this Honorable Court to dismiss Plaintiffs' Complaint pursuant to F.R.C.P. 12(B)(6) for failure to state a claim or in the alternative for the court to decline jurisdiction and/or stay the case Pursuant to F.R.C.P. 12(b)(1), as more fully set forth in their accompanying Memorandum of Law incorporated herein.

Respectfully submitted,  
**The Granger Firm**

Date: November 7, 2022

/s/ Blair H. Granger

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**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|--|-----------------------|
| MAIN STREET AMERICA ASSURANCE<br>COMPANY and<br>NGM INSURANCE COMPANY,<br>Plaintiffs<br><br>v.<br><br>ADVANCED PLASTERING, INC.<br>Defendant | NO. 2:22-cv-03805-TJS |
|--|-----------------------|

**CERTIFICATE OF SERVICE**

I, Blair H. Granger, Esquire, hereby certify that on this date, a copy of Defendants' Motion to Dismiss, Proposed Order and supporting Memorandum of Law was served upon the parties through the Court's electronic case filing system as follows:

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**THE GRANGER FIRM**

Date: November 7, 2022

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